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Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

F. G. CROSTHWAITE, et al., as Trustees of  
of the OPERATING ENGINEERS' HEALTH  
AND WELFARE TRUST FUND, et al.

Plaintiffs,

v.

ERIC STUART SWANSON, Individually  
and *dba* ESS ENGINEERING,

Defendant.

Case No.: C12-2503 SI

**REQUEST TO CONTINUE CASE  
MANAGEMENT CONFERENCE;  
PLAINTIFFS' CASE MANAGEMENT  
CONFERENCE STATEMENT;  
[PROPOSED] ORDER THEREON**

Date: August 28, 2012

Time: 2:30 p.m.

Ctrm: 10, 19th Floor

Judge The Honorable Susan Illston

Plaintiffs herein respectfully submit their Case Management Statement, requesting that the Case Management Conference, currently on calendar for August 28, 2012, be continued or vacated entirely, in anticipation of Plaintiffs filing a Motion for Default Judgment.

1. As the Court's records will reflect, a Complaint was filed in this matter on May 16, 2012, to compel Defendant's compliance with the terms of its Collective Bargaining Agreement.

2. Service on Defendant was effectuated on May 28, 2012, and a Proof of Service of Summons was filed with the Court on May 30, 2012.

3. On June 22, 2012, the Court entered the default of the Defendant.

10 I declare under penalty of perjury that I am the attorney for the Plaintiffs in the above  
11 entitled action, and that the foregoing is true of my own knowledge.

13 SALTZMAN & JOHNSON  
LAW CORPORATION

  
THE HONORABLE SUSAN ILLSTON  
UNITED STATES DISTRICT COURT

PROOF OF SERVICE

I, the undersigned, declare:

I am employed in the County of San Francisco, State of California. I am over the age of eighteen and not a party to this action. My business address is 44 Montgomery Street, Suite 2110, San Francisco, California 94104.

On August 17, 2012, I served the following document(s):

**REQUEST TO CONTINUE CASE MANAGEMENT CONFERENCE;  
PLAINTIFFS' CASE MANAGEMENT CONFERENCE STATEMENT;  
[PROPOSED] ORDER THEREON**

on the interested parties in said action, by First Class U.S. Mail, by placing a true and exact copy of each document in a sealed envelope with postage thereon fully prepaid, in a United States Post Office box in San Francisco, California, addressed as follows:

**Eric Stuart Swanson, Individually  
and *dba* ESS Engineering  
23018 Canyon Terrace  
Castro Valley, California 94552**

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on this 17th day of August, 2012, at San Francisco, California.

/S/Vanessa de Fábrega  
Vanessa de Fábrega